



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF FIRE SERVICES
RICHARD W. MILLER
STATE FIRE MARSHAL

MIKE ZIMMER
ACTING DIRECTOR

STATE FIRE SAFETY BOARD MEETING MINUTES AMENDED
Thursday, September 25, 2014

Members Present

Donald Hicks
Andrew Lenaghan
Thomas Lippens
Dean Mallos
Richard Miller
Dr. Usamah Mossallam
Kassandra Renneberg
Les Rodwell - **Chair**
Ron Sabin
John Wozniak

Members Absent

John Enkemann
David Henry
David Herbel
Dr. Ralph Hodek
Mark Jensen
William Mayes, **Vice-Chair**

Guests

Beth Bacon, Health Care Association of Michigan
Barbara Kunkel, LARA, Corporations, Securities & Commercial Licensing

Michigan Department of Licensing and Regulatory Affairs Personnel

Julie Sworden, LARA/BFS, Temporary Executive Secretary to the Board
Cathy Carson, LARA/BFS, Replacement Executive Secretary to the Board

Call To Order and Determination of Quorum

Meeting was called to order at 2:03 p.m. Chair Rodwell asked all to stand for the Pledge of Allegiance. Chair Rodwell requested a moment of silence for public safety officers and the military. Roll Call by Board Secretary Julie Sworden determined that a quorum was present. Chair Rodwell gave emergency exiting procedures. Chair Rodwell welcomed everyone. Introductions were made by Board Members and guests.

Agenda

Chair Rodwell requested any additions, deletions or changes to the agenda. Richard Miller added to agenda item 4, Bureau of Fire Services to include Training Division and CMS programs. Chair Rodwell added SB 211 and HB 5723 under Legislative Update:

A **MOTION** was made by Board Member Rennenberg to approve the agenda for Thursday, September 25, 2014 as amended. **MOTION SUPPORTED** by Board Member Dr. Mossallam. **MOTION CARRIED**

Disposition of Minutes

Chair Rodwell requested a review of Meeting Minutes of the June 19, 2014; no changes noted.

A **MOTION** was made by Board Member Rennenberg to approve the minutes. **MOTION SUPPORTED** by Board Member Sabin. **MOTION CARRIED**.

BUREAU OF FIRE SERVICE REPORT

Fireworks- SFM Richard Miller reported that the fiscal year ends on Tuesday, September 30, 2014, and gave an update on the funds received for the fireworks program.

The certificate fee for a temporary structure is \$600.00 and certificate fee for a permanent structure is \$1,000.00. We have collected a total amount of \$411,465.00 in fees for a temporary structure and a total of \$218,200.00 in fees for a permanent structure. All of the fees collected are added back into the bureau budget. The total collected for safety fees is \$1,812,950.00, are deposited into the safety fund. For FY14, we have collected a total of \$1,812,950.00. There is a total of \$4,279,227.00 in the safety fund. One million dollars of these funds were allocated for fire fighter training fund and to date a total of \$625,620.00 for fire fighter training has been spent. Although we still have payments coming in through Tuesday, September 30, 2014.

Debrief of Supervisor Meeting - It was determined that there is a need to stream line the fireworks program and make it easy on our end, thus making the program much better for inspectors and retailers. One Bureau supervisor has been reviewing every delegated fire inspection report and determined that the delegated departments are going to need more training.

We based our statute on the NFPA standards. The NFPA code has pulled and will no longer support the 1124 document (NFPA 1124: Code for the Manufacturer, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic Articles), until extensive testing has been completed. The AG's Office suggests that we continue to use the 2006 version of NFPA 1124 documents that's included in the statute.

Planning Division - Joe Grutza retired a few weeks ago and the Bureau will be back fill his position and move forward with the training program. According to the Fire Firefighters Training Council, Act 291, we are required to provide training through DVD's and have purchased several copies to send to different fire departments.

Fire Fighter Training Counsel - Liz Smalley, Office of Regulatory Reinvention (ORR), has reviewed our rules, and found that there is a need for changes with the administrative rules. Liz will help rewrite the rules according to the ORR. We have a meeting scheduled next week and will review and rewrite the rules. The recommendation is to change the rules according to reflect what is in the statute. We will rewrite the rules according to Fire Firefighters Training Council Act 291.

CMS - The Centers for Medicare/Medicaid Services (CMS) long term care inspections only, will be making some changes beginning October 2014. We will be transferring four inspectors to the Bureau of Healthcare Services, one departmental analyst position and the Bureau will back fill one inspector position.

Legislative Update

- a. SB 358 - Electronic submittals of signature and seals, currently sitting in committee.
- b. HB 5642 - Use of barns for private events, we are actively watching this bill. This bill was introduced in June 2014 currently sitting in committee.
- c. HB 5706 - Collection of fees for emergency use (ambulance calls), currently sitting in committee.
- d. HB 5810 - Prohibit use of sky lanterns. This bill was recently introduced in October 2014.
- e. SB-211 Cancer presumption bill, currently sitting in committee. This bill would cover full time fire fighters employed for 60 months or more. This bill would require an amount of \$10,000,000 to get it up and running.
- f. HB 5723 - Repeal the Michigan Fire Works Act in the State of Michigan, introduced by Senator Anderson in August 13, 2014. At this time there is not data to support the injury's caused by fireworks. This information can be obtained if the injuries are coded correctly in NFIRS.

Administrative Rules Update

Brian Williams, Plan Review Manager, gave an update on the progress of the BFS Administrative rules:

Healthcare Rules - There was a public hearing and they have gone through the draft process with input from the public. We have completed the regulatory impact statements, they will then be sent back to Office of Regulatory Reinvention (ORR) for the final stages of approval.

Penal Institution Rules - Rule set for penal facilities is almost final. The ad hoc committee has to add the last revision and it will then be forwarded to ORR for review.

Dormitory/School/College-University Rules - Rule sets for dormitory, school/ college/university fire safety rules have been finalized through the ad hoc committee and reviewed by ORR. Once the technical revisions are made to the rule sets, we will be working on the regulatory impact statements.

Unfinished Business

Audit - The audit is an ongoing progress. We have until December 2014 to complete the recommendations. The ad hoc will be having their 3rd meeting next Thursday.

Public Assemblage Ad Hoc Committee - NFPA 1730 – Community Risk Assessments. Former State Fire Marshal, Ron Farr, is the chair of this document. He has been asked to come and present this document. Information will be available at the October 23, 2014 meeting.

New Business

SFM Miller gave a brief explanation regarding antifreeze and fire sprinkler systems to unheated portions of a building. The dry system, which means all the piping in any unheated areas of a building is dry, no water. The actuation valve is filled with compressed air that keeps the valve in the heated area closed and no water comes into this area. When it opens up the air depletes and the water rushes through. They fill the unheated area of piping with anti-freeze, and it has been discovered that some of the antifreeze is flammable. The antifreeze sits in the pipe so long it separates. When it opens up it actuates and actually feeds the fire. This is starting in the residential areas which we have no jurisdiction over.

- a. Sprinkler system – NFPA TIA, anti-freeze. This procedure shall apply to all facilities regulated under the Public Act. (PA) 207, which will provide guidelines for new antifreeze sprinkler systems based in accordance with NFPA standards 13, 13R standard for the installation of Sprinkler Systems in residential occupancies. A draft was presented to make you aware of what procedures we are planning to implement. Input is needed from the board members. This document will be emailed to members for review and input before the next meeting. We are willing to develop a bulletin, get it approved in order to get this information out which would be available on our website.
- b. Batteries and Generators - SFM will be doing some generator public education safety in the near future. We now have sealed type batteries. How do we conform to the standards in preventative maintenance when this is not even an issue.
- c. All board members will receive the SFSB Appeal form letters by email from Julie Sworden.

SFSB Firework Appeals to issue decision September 25, 2014

1. Citation FW14251 called to order at 3:13 p.m., issued to James Stajos, received 07/15/14 has been upheld, adjourned 3:15 p.m.
2. Citation FW14279 called to order at 3:16 p.m., issued to James Stajos, received 07/17/14 has been upheld, adjourned 3:17 p.m.
3. Citation FW14277 called to order at 3:18 p.m., issued to Nash Cholag (Amjed Daoud, Attorney) received 07/24/14 has been upheld, adjourned 3:19 p.m.
4. Citation FW14005 called to order at 3:20 p.m., issued to Simone Hachman (Fred H. Freeman, Attorney) received 08/04/14 has been upheld, adjourned 3:21 p.m.
5. Citation FW14626 called to order at 3:22 p.m., issued to Justin Steinhart, received 08/05/14 has been upheld, adjourned 3:23 p.m.
6. Citation FW14676 called to order at 3:24 p.m., issued to Justin Steinhart, received 08/05/14 has been upheld, adjourned 3:25 p.m.
7. Citation FW14501 called to order at 3:26 p.m., issued to Kamal Singh (Kurt Parker, Attorney) received 08/14/14 & 08/13/14 has been upheld, adjourned 3:27 p.m.
8. Citation FW14284 called to order at 3:28 p.m., issued to Basil Choulagh, received 08/11/14 & 08/12/14 has been upheld, adjourned 3:29 p.m.

9. Citation FW14017 called to order at 3:30 p.m., issued to Brandon Kasyouhanan (Francis O'Donnell, Attorney) received 08/12/14 has been upheld, adjourned 3:31 p.m.

Discussion - A decision was made to process between 15 and 20 Fireworks SFSB appeals at each meeting.

Public Comments

None.

Next Meeting Date

The next meeting will be held **Thursday, October 23, 2014, at 1:00 p.m.**, at 3101 Technology Blvd., Suite H, Lansing, MI.

Adjourn

A **MOTION** was made by Board Member Wozniak and **MOTION SUPPORTED** by Board Member Lippens to adjourn the meeting at 3:41 p.m. **MOTION CARRIED.**

Approved

Chair, State Fire Safety Board

Oct 23, 2014
Date